

RECORD OF PROCEEDINGS

CALL TO ORDER	A regular meeting of the Council Bluffs City Council was called to order by Mayor Thomas P. Hanafan at 7:00 p.m. on Monday, June 23, 2008.
ATTENDANCE	<p>Council Members present: Darren Bates, Scott Belt, Lynne Branigan, Matt Schultz and Matt Walsh. Staff present: Richard Wade, City Attorney and Marcia L. Worden, Deputy City Clerk.</p> <p>Mayor Hanafan requested a moment of silence for the four Boy Scouts who lost their lives at the Little Sioux Campgrounds, tornado hit areas and for the flooding crisis in Iowa.</p>
CONSENT AGENDA	Walsh and Schultz moved and seconded approval of the Consent Agenda. Unanimous.
PUBLIC HEARINGS Resolution 08-186	Held Public Hearing regarding Resolution 08-186, to vacate and dispose of the east/west alley in Block 10, Mullin's Subdivision. Branigan and Walsh moved and seconded approval of Resolution 08-186. Voice Vote: 4 Aye; 1 Nay (Belt).
Resolution 08-187	Held Public Hearing regarding Resolution 08-187, authorizing the vacation of South 15 th Street abutting Blocks 4 and 5, both north/south alleys in Block 6 and South 17 th Street abutting the north 82.5 feet of Blocks 6 and 7, all in Railroad Addition. Branigan and Walsh moved and seconded approval of Resolution 08-187. Unanimous.
Ordinance 6003	Held Public Hearing regarding Ordinance 6003, Schultz and Branigan moved and seconded to Receive and File twelve letters of protest and petitions on file regarding the rezoning. Unanimous. Mayor Hanafan announced no action would be taken on the Ordinance due to the withdrawal of the rezoning application by the developer, Dial Land Purchasing, LLC.
ORDINANCE ON THIRD READING Ordinance 5996	Walsh and Branigan moved and seconded approval of Ordinance 5996, amending Chapter 1.10 "Administration and Personnel" of the Municipal Code by repealing and reenacting Section 1.10.020 "Compensation of Mayor". Bates moved to amend the Ordinance with a beginning salary of \$78,615.00 plus a 3.5% cost of living adjustment starting January 1, 2010; with no second the motion died. Voice Vote on original motion as read: 3 Aye; 2 Nay (Bates, Schultz).
ORDINANCE ON SECOND READING Ordinance 6004	Branigan and Walsh moved and seconded approval of Ordinance 6004, repealing Ordinance No.'s 5990 and 5991, and to amend the effective date for Ordinance No.'s 5984, 5988 and 5989, all passed and approved on April 14, 2008. Unanimous. Walsh and Belt moved and seconded to waive 3 rd reading, Ordinance passes into law. Unanimous.
ORDINANCE ON FIRST READING Ordinance 6005	Branigan and Walsh moved and seconded introduction of Ordinance 6005, amending the zoning map by changing the district designation of certain property located at 110 South 35 th Street, from its present designation as C-2/Commercial to R-4/High Density Multi-Residential; and property located at 3527 1 st Avenue from its present designation as R-3/Low Density Multi-Family Residential to R-4/High Density Multi-Family Residential and setting a Public Hearing for July 14, 2008 at 7:00 p.m. Unanimous.

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RESOLUTIONS	
Resolution 08-188	Belt and Bates moved and seconded approval of Resolution 08-188, authorizing the Mayor to execute two \$200,000 U.S. Environmental Protection Agency (EPA) Brownfields Assessment Grants for the City of Council Bluffs, for a total grant amount of \$400,000. Unanimous.
Resolution 08-189	Branigan and Bates moved and seconded approval of Resolution 08-189, authorizing the Mayor to submit an Iowa Great Places Grant Application and authorizing the Mayor to enter into a contract if approved. Unanimous.
Resolution 08-190	Walsh and Branigan moved and seconded approval of Resolution 08-190, authorizing the purchase of one (1) ambulance module from Foster Coach. Unanimous.
Resolution 08-191	Branigan and Walsh moved and seconded to post-pone Resolution 08-191, until July 14, 2008 at 7:00 p.m. regarding the rejection of bids received for the towing contract and extending the current contract by two months. Belt requested a copy of the bid specifications to review prior to the bidding process. Heard from Brad Arrowsmith, 379 Kenmore Avenue, owner of Arrow Towing. Schultz and Branigan moved and seconded to Receive and File packet information distributed. Unanimous. Heard from Doug Cain, 1229 Westside Drive, co-owner of Jay B Garage & Towing. Unanimous.
Resolution 08-192	Belt and Schultz moved and seconded approval of Resolution 08-192, authorizing the Mayor to execute a purchase agreement between the City of Council Bluffs and EJS Land, LLC. Unanimous.
Resolution 08-193	Branigan and Walsh moved and seconded approval of Resolution 08-193, abolishing two Utility Worker II positions and creating two Equipment Operator I positions in the Street & Sewer Division of the Public Works Department effective July 1, 2008. Voice Vote: 4 Aye; 1 Nay (Bates).
Resolution 08-194	Belt and Walsh moved and seconded approval of Resolution 08-194, accepting the completion of the Trolley Park Project and directing the Interim Director of Finance to release a City check in the amount of \$21,021.20 in 30 days. Unanimous.
Resolution 08-195	Walsh and Belt moved and seconded approval of Resolution 08-195, authorizing the acquisition of an easement from EJS Land, LLC for public and private utilities right-of-way. Unanimous.
Resolution 08-196	Belt and Branigan moved and seconded approval of Resolution 08-196, authorizing the acquisition of a 100 foot easement from Robert D. Adkins-Sons for public and private utilities right-of-way. Unanimous.
Resolution 08-197	Belt and Branigan moved and seconded approval of Resolution 08-197, authorizing the acquisition of an easement for public and private utilities right-of-way from Bunge North America, Inc. Unanimous.
Resolution 08-198	Branigan and Walsh moved and seconded approval of Resolution 08-198, authorizing the Mayor to execute an agreement entitled "Agreement Regarding Acquisition of Utility Corridor" between the City and the Council Bluffs Industrial Foundation, Inc (CBIF). Branigan and Bates moved and seconded amending the agreement including not to exceed \$150,000, located in Paragraph 2. Unanimous. Original vote as amended: Unanimous.

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Resolution 08-199 Branigan and Bates moved and seconded approval of Resolution 08-199, authorizing the awarding bid for the construction of the Southwest Iowa Regional Fire Training Facility to Leazenby Construction, Inc. Council Member Belt requested staff to review all projects and notify Council of any projects with a delay in the original completion date. Branigan and Bates moved and seconded amending the Resolution to include Alternates 1 & 2 with the total bid of \$574,640.65. Unanimous. Vote on original Resolution as amended. Unanimous.

MAYOR'S APPOINTMENTS

Walsh and Bates moved and concurred with the Mayor's recommendation to re-appointment Sharon Finerty, Catherine Damgaard and Bobbette Behrens to the Municipal Housing Agency. Unanimous.

LETTERS FROM CITIZENS

Walsh and Bates moved and seconded to Receive and File a letter received from Michael W. Carr, 343 North Locust Street, Carson, Iowa, representing the Sons of Union Veterans of the Civil War (SUVCW). Unanimous.

Walsh and Bates moved and seconded to Receive and File an unsigned letter regarding unfenced swimming pools. Council Member Walsh mentioned it was important for citizens to submit their name when corresponding with Council Members or City Hall staff; speaking directly with and individual may help in determining or resolving an issue. Council Member Belt encouraged citizens concerned about neighborhood safety to contact Council Members or City Hall staff. Unanimous.

RECEIVE AND FILE ITEMS

Walsh and Bates moved and seconded approval of Receive and File Items 11A – 11F. Unanimous.

APPLICATIONS FOR PERMITS & CANCELLATIONS

Belt and Branigan moved and seconded approval of Permit Applications regarding Items 12A & 12B – Liquor Licenses; Item 12C – Fifteen Cigarette Permits and Item 12D – Fireworks, Special Event Permit for June 29, 2008. Unanimous.

CITIZENS REQUEST TO BE HEARD

Heard from Margarito Moreno, 2403 South 19th Street, requesting a light be placed at the corner of 19th Street and 24th Avenue.

Council Member Belt requested clarification on home day care regulations set out by the City and State; Council Member Schultz suggested including DHS regulations. City Attorney Wade mentioned a meeting was scheduled between the Fire Chief, State Fire Marshal and DHS, a report will be provided to Council Members.

ADJOURNMENT

Belt and Schultz moved and seconded adjournment at 7:52 p.m. Unanimous.

The tape recording of this proceeding, though not transcribed, is part of the record of each respective action of the Council. The tape recording of this proceeding is incorporated into these official minutes of this Council meeting as if they were transcribed herein.

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, Deputy City Clerk